

Docket No.: PF-0346-2 CPA

DEP'S RER
Room-307

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By: 

Printed: Katherine Stofor

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hillman et al.

Title: T-CELL RECEPTOR BETA-LIKE PROTEIN

Serial No.: 09/405,940

Filing Date: September 27, 1999

Examiner: Ewoldt, G.

Group Art Unit: 1644

Mail Stop 16
Director of U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313 1450

REQUEST FOR REFUND

Sir:

Appellants authorized payment of \$ 310.00 for the Notice of Appeal filed June 28, 2001 and subsequently authorized an additional payment of \$ 330.00 for the Notice of Appeal filed November 3, 2003. The Examiner reopened prosecution in an CPA mailed July 1, 2002. Therefore, Appellants respectfully request that the \$ 330.00 fee for the Notice of Appeal filed November 3, 2003 be refunded. See M.P.E.P. § 1208.02: Reopening of Prosecution After Appeal, which states that:

Whether appellant elects to continue prosecution or to request reinstatement of the appeal, if prosecution was reopened prior to a decision on the merits by the Board of Patent Appeals and Interferences, the fee paid for the notice of appeal, appeal brief, and request for oral hearing (if applicable) will be applied to a later appeal on the same application.

Appellants respectfully request a refund of the Notice of Appeal fee in the amount of

\$ 330.00.

Appellants believe that no fee is due with this communication. However, if the Commissioner determines that additional fees are due or that an excess fee has been paid, the Commissioner is authorized to debit or credit (respectively) Deposit Account No. 09-0108.

OFFICE OF FINANCE
REFUND BRANCH
FEB 17 2004
US PATENT & TRADEMARK
OFFICE

Docket No.: PF-0346-2 CPA

Respectfully submitted,
INCYTE CORPORATION

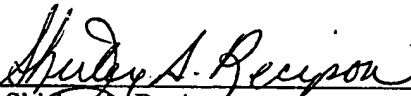
PATENT

Date: February 6, 2004



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Date: February 6, 2004



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Docket No.: PF-0346-2 CPA
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1644

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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NOV 10 2003
TECH CENTER 1600/2900

In re Application of: Hillman et al.

Title: T-CELL RECEPTOR BETA-LIKE PROTEIN

Serial No.: 09/405,940

Filing Date: September 27, 1999

Examiner: Ewoldt, G.

Group Art Unit: 1644

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Sir:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision dated July 1, 2003, of the Examiner's rejection of Claim(s) 1, 2, and 13.

Please charge the Appeal fee of \$330.00 required under 37 C.F.R. § 1.17(b) to Deposit Account No. **09-0108**. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayments to Deposit Account No. **09-0108**.

Adjustment Date: 02/19/2004 SDIRETA1
11/07/2003 AMONDAF1 00000021 090108 09405940
01 FC:1401 330.00 CR

Date: 03 November 2003

Respectfully submitted,

INCYTE CORPORATION

[Signature]
Shirley A. Recipon

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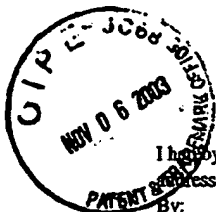
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11/07/2003 AMONDAF1 00000021 090108 09405940
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09/405,940



Docket No.: PF-0346-2 CPA **AK\$**
Response Under 37 C.F.R. 1.116 - Expedited Procedure
Examining Group 1644 **1600**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Hillman et al.

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Commissioner for Patents
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Alexandria, VA 22313-1450

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FEE TRANSMITTAL SHEET

Sir:

Transmitted herewith are the following for the above-identified application:

TECH CENTER 1600/2900

1. Return Receipt Postcard;
2. Petition for Extension of Time (1 pg.);
3. Response to Final Office Action (16 pp.);
4. Four (4) Exhibits A-D; and
5. Notice of Appeal (1 pg.).

The fee has been calculated as shown below.

| Claims | Claims After Amendment | - | Claims Previously Paid For | - | Present Extra | Other Than Small Entity Rate | Fee | Additional Fee(s) |
|--|------------------------|---|----------------------------|---|---------------|------------------------------|-----|-------------------|
| Total | 6 | - | 19 | - | 0 | x\$18.00 | \$ | 0 |
| Indept. | 3 | - | 3 | - | 0 | x\$86.00 | \$ | 0 |
| First Presentation of Multiple Dependent Claims: | | | | | | +290.00 | \$ | 0 |
| Total Fee: | | | | | | | | \$ 0 |

☒ Fee for filing Notice of Appeal under 37 CFR § 1.17(b): \$ 330.00
☒ Fee for Petition for Extension of Time Under 37 CFR § 1.17(a) - 1 Mo(s). \$ 110.00
☒ Please charge Deposit Account No. 09-0108 in the amount of: \$ 440.00

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 09-0108. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
INCYTE CORPORATION

Date: 03, November 2003

[Signature]
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